

EXHIBIT A-3

MICHAEL J. LINDELL
SMARTMATIC USA vs LINDELL

June 11, 2024

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1 A. When -- in "Absolute Proof," what led up to 11:09AM
2 that was two generals and a colonel told me that they 11:09AM
3 validated all my evidence and said, yes, it's all true. 11:09AM
4 General McInerney, General -- or Colonel Phil Waldron. 11:09AM
5 And I had never met these guys before. And then later 11:10AM
6 on, I guess, General Flynn. 11:10AM

7 So when we did that, this was all about 11:10AM
8 Dennis Montgomery's Hammer Scorecard and working with 11:10AM
9 the CIA. 11:10AM

10 And I'd have to have backtrack, but I had 11:10AM
11 met with -- the first time I heard about it was 11:10AM
12 January 9th from Mary Fanning, and I had never met her 11:10AM
13 before, and it was like, pff, it was like it answered 11:10AM
14 all my questions I had of why people voted that didn't 11:10AM
15 live in those states or didn't live in the counties and 11:10AM
16 they voted anyway across our whole country. 11:10AM

17 Q. And, sir, did you intend in connection with 11:10AM
18 "Absolute Proof" from February 5th, 2021 for Smartmatic 11:10AM
19 to be identified -- 11:10AM

20 A. I don't even know if they were identified after 11:10AM
21 we watched the movies. It was all computers, all 11:10AM
22 machines, all voting machine companies, all these 11:10AM
23 companies, and I didn't -- I don't know if we focused on 11:10AM
24 any names. I would say we've got to get rid of these 11:10AM
25 electronic voting machines. 11:11AM

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1 Q. Let me show you an exhibit. This one has been 11:11AM
2 marked Exhibit 595. 11:11AM

3 (Exhibit 595 marked.) 11:11AM

4 Q. (BY MS. WRIGLEY) It was previously included as 11:11AM
5 an exhibit to the complaint. That's why it says 11:11AM
6 "Exhibit 2." 11:11AM

7 And I'll represent for the record that this 11:11AM
8 is a series of screenshots -- 11:11AM

9 A. Uh-huh. 11:11AM

10 Q. -- from "Absolute Proof" -- 11:11AM

11 A. Right. 11:11AM

12 Q. -- that were taken and included as exhibits to 11:11AM
13 the complaint. 11:11AM

14 A. Yep. 11:11AM

15 Q. The screenshots are labeled with sort of 11:11AM
16 letters, and at the bottom, they're identified with the 11:11AM
17 time during which this particular screenshot appears. 11:11AM

18 A. Yep. 11:11AM

19 Q. And I'll walk through these with you. 11:11AM

20 A. Okay. 11:11AM

21 Q. If you can turn to the second page. Do you see 11:11AM
22 screenshot A, sir? 11:11AM

23 A. Uh-huh. 11:11AM

24 Q. Do you recognize that as being an image from 11:11AM
25 the "Absolute Proof" documentary? 11:11AM

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1 A. Yes.

11:11AM

2 Q. And is that yourself, sir?

11:11AM

3 A. Yes.

11:11AM

4 Q. Who are you here -- who are you in this image
5 with?

11:11AM

11:11AM

6 A. That is Scott -- Colonel Phil Waldron, who
7 worked for the government with cyber.

11:11AM

11:11AM

8 Q. And Colonel Waldron appeared and talked about
9 election fraud for the 2020 election in "Absolute
10 Proof," correct?

11:11AM

11:12AM

11:12AM

11 A. He appeared to talk about -- yeah. When you
12 say "election fraud," about the machine companies or the
13 machines. The -- he was -- I believe he worked for the
14 government. He was a cyber expert. I had not met him
15 before.

11:12AM

11:12AM

11:12AM

11:12AM

11:12AM

16 Q. You had not met him before he came on "Absolute
17 Proof"?

11:12AM

11:12AM

18 A. None of these guys I had ever met before. And
19 this was all done live. I didn't -- and we
20 didn't practice. It was like, pow. This was -- this
21 was as live as it got.

11:12AM

11:12AM

11:12AM

11:12AM

22 Q. Okay. Now, if you go to the next page,
23 screenshot B, do you recognize this to be an image from
24 "Absolute Proof"?

11:12AM

11:12AM

11:12AM

25 A. Yes.

11:12AM

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1 Q. And who is the gentleman sitting across -- 11:12AM

2 A. Shiva. I don't know his full name. Dr. Shiva. 11:12AM

3 I believe he's from Massachusetts. He's a -- I can't 11:12AM

4 even remember his credentials, but it's -- he's a 11:12AM

5 massive 190 IQ, and he had -- he brought up the machines 11:12AM

6 as something that they had problems with in his 11:12AM

7 election, I believe. I'm trying to think back, but 11:12AM

8 yeah. 11:13AM

9 Q. Now, if you could turn the page to screenshot 11:13AM

10 C, do you recognize this image from "Absolute Proof"? 11:13AM

11 A. Dr. Colbeck. 11:13AM

12 Q. And you're sitting there with Mr. Colbeck? 11:13AM

13 A. Uh-huh. 11:13AM

14 Q. And who's Mr. Colbeck? 11:13AM

15 A. He's a rocket scientist. He was -- he worked 11:13AM

16 for -- a literal rocket scientist, and he -- from 11:13AM

17 Michigan. He actually works for me now. 11:13AM

18 Q. Had you met him before he appeared on "Absolute 11:13AM

19 Proof"? 11:13AM

20 A. No. None of these guys. Never met them before 11:13AM

21 in my life. 11:13AM

22 Q. And then you had not met Colonel Waldron before 11:13AM

23 he appeared in "Absolute Proof"? 11:13AM

24 A. No. 11:13AM

25 Q. If you look at screenshot D on the next page, 11:13AM

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1 do you recognize that image from "Absolute Proof"? 11:13AM

2 A. That is -- what's his name -- Matt DePerno. 11:13AM

3 Q. And who is Mr. DePerno? 11:13AM

4 A. At that time, he was a little lawyer from 11:13AM

5 Michigan, and he was -- it was all over the news about 11:13AM

6 Antrim County, Michigan, and he was the lawyer involved 11:13AM

7 there that -- that then they flipped the election there 11:13AM

8 in Antrim County. They did a big investigation, and FBI 11:13AM

9 came in. They didn't press charges against -- they 11:14AM

10 deleted all the files. But this is all the stuff he 11:14AM

11 brought I heard for the first time. But he was a 11:14AM

12 lawyer, just a hometown lawyer at the time, I guess. 11:14AM

13 Q. Now, if you flip the page, do you recognize 11:14AM

14 this image from "Absolute Proof"? 11:14AM

15 A. Yes. 11:14AM

16 Q. And this indicates, "On the phone with Mary 11:14AM

17 Fanning, national intelligent researcher and author." 11:14AM

18 Do you see that? 11:14AM

19 A. Correct. 11:14AM

20 Q. And who is Mary Fanning, sir? 11:14AM

21 A. She -- I got a call on January 9th, 2021. I 11:14AM

22 was very frustrated after two months of looking at every 11:14AM

23 county and state in this country and finding thousands 11:14AM

24 of voters that voted -- like in my home state of 11:14AM

25 Minnesota, that voted in a state they didn't live there, 11:14AM

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1 or Nevada or Wisconsin. You name a state. And I bought
2 all the voter rolls. I got the voter rolls.

3 So this came right from the Secretary of
4 State. So I'm going people are generally good people.
5 I just couldn't see people going, hey, 5,000, let's jump
6 into Wisconsin and vote for Biden. I mean, people are
7 gen -- aren't going to do that. It didn't make sense.

8 I looked at numbers for two months, my own
9 numbers, and when Mary called with a guy named Brannon
10 Howse -- and Brannon Howse, the only reason I answered
11 the phone that day, he spell -- I spelled his name
12 H-O-U-S-E, and his real last name is H-O-W-S-E. So I
13 thought it was somebody about my house. I didn't -- you
14 know, it was put in my phone, and I guess I had been on
15 his podcast at some time one time, so he had my phone
16 number.

17 And he had -- and Mary Fanning had talked
18 him into calling me, and he says, "You don't know me,
19 but you were on my podcast once. You really need to
20 listen to this lady, if you could."

21 And I said, "Sure."

22 She talked for 15 minutes straight without
23 me saying a word, and my mouth dropped.

24 I said -- and she said she -- she told me
25 all about this Dennis Montgomery, worked for the

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1 government, the CIA, talked about all the -- how the 11:15AM
2 machines -- the electronic voting machines. I go, wow. 11:15AM
3 That explains everything to me to -- explains all the 11:16AM
4 deviations I've seen across our country. 11:16AM

5 So Mary Fanning -- and she was -- I've 11:16AM
6 never met her. She's pretty secretive about her -- 11:16AM
7 well, I guess, about coming out in public. I've never 11:16AM
8 met her. And that was the only date. 11:16AM

9 And then from there on, she -- somehow I 11:16AM
10 got introduced then to Dennis Montgomery by phone, and 11:16AM
11 then I went through this validating his stuff and -- but 11:16AM
12 everything she told me that day was validated. He 11:16AM
13 really did work for the CIA. So everything made sense. 11:16AM
14 Things I could validate that day, it explained it. It 11:16AM
15 was a perfect fit. 11:16AM

16 And then Mary -- oh, the next time I was 11:16AM
17 with Mary -- or not with her, but when she did -- when 11:16AM
18 we did "Absolute Proof," I don't know for sure, but I 11:16AM
19 think she was the one that gathered up all these people 11:16AM
20 that came there. I don't know -- I'm pretty sure it was 11:16AM
21 her. 11:16AM

22 Q. So let me ask some follow-up questions on that. 11:16AM
23 You had a call with Brannon Howse and Mary Fanning on 11:16AM
24 January 9, 2021, correct? 11:16AM

25 A. Yes. 11:17AM

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1 Q. And that was -- during that call, if I 11:17AM
2 understand your testimony, they provided you with proof 11:17AM
3 about election fraud from the 2020 election? 11:17AM

4 A. That -- this was already up on the Internet. 11:17AM
5 They told me to look. It was something -- I think she 11:17AM
6 has her own website or podcast or something, and you see 11:17AM
7 these little things going back and forth, and that was 11:17AM
8 already up on, I believe, Twitter. It was all over the 11:17AM
9 media. And they hadn't covered it up yet, I don't 11:17AM
10 think. 11:17AM

11 Q. So she point -- Mary Fanning pointed you to 11:17AM
12 something that she had published online? 11:17AM

13 A. I think so. 11:17AM

14 Q. Okay. 11:17AM

15 A. I mean, it was at -- but it was more listening 11:17AM
16 to what she had to say, and I'm writing stuff down. I'm 11:17AM
17 going nobody can make this up. This is bizarre. 11:17AM

18 But it was the perfect fit for what I had 11:17AM
19 spent two months trying to explain how, you know, for 11:17AM
20 example, Nevada has 8,000 people voted in Nevada that 11:17AM
21 didn't live there. It didn't make sense. And now it 11:17AM
22 made sense that just their names were used by computers, 11:17AM
23 and that was the -- and she had the answer. The -- she 11:17AM
24 had the answer. It all made sense. 11:18AM

25 And she said this guy Dennis Montgomery -- 11:18AM

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1 she went deep into Dennis Montgomery. She had dates 11:18AM
2 when he worked for the CIA, all these things, and this 11:18AM
3 thing called Hammer Scorecard. 11:18AM

4 And then when Mary put these guys together, 11:18AM
5 then I -- that -- I -- from that point on, it was 11:18AM
6 validating, validating with -- you know, after I talked 11:18AM
7 to Dennis and stuff and so... 11:18AM

8 Q. So I just want to -- let me ask you a 11:18AM
9 follow-up. Mary Fanning gave you information about the 11:18AM
10 2020 election that she had obtained from Dennis 11:18AM
11 Montgomery? 11:18AM

12 A. I didn't know where she had obtained it at that 11:18AM
13 time. She said Dennis Montgomery, and she went deep 11:18AM
14 into the Dennis Montgomery and Hammer -- this thing 11:18AM
15 called Hammer Scorecard. 11:18AM

16 Q. And during that call on January 9th, she went 11:18AM
17 deep into the proof or the evidence she had being 11:18AM
18 related to Hammer and Scorecard? 11:18AM

19 A. She mentioned Hammer Scorecard. I didn't know 11:18AM
20 what it was. 11:18AM

21 Q. Now, had you met Brannon Howse before -- 11:18AM

22 A. No. 11:18AM

23 Q. -- that call on the 9th? 11:18AM

24 A. No. 11:19AM

25 Q. Had you met Mary Fanning before the call on 11:19AM

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1 January 9th?

11:19AM

2 A. No.

11:19AM

3 Q. Did you have any information about Mary
4 Fanning's background during that call on January 9th?

11:19AM

11:19AM

5 A. Yes. Brannon Howse, I had been on his podcast
6 or his show on WVW. So I was on there. And I think
7 Mary might have been a guest on there. That part, I
8 don't know. I -- you know, because I was on so many
9 stations in those two months, and I didn't remember at
10 the time.

11:19AM

11:19AM

11:19AM

11:19AM

11:19AM

11:19AM

11 But Brannon Howse, he -- he brought me
12 back, said here -- and he explained who Mary was to me
13 on the phone. She's a journalist, she's a, whatever,
14 investigator, blah, blah, blah.

11:19AM

11:19AM

11:19AM

11:19AM

15 Q. Now, did you have an understanding on
16 January 9th whether Mary Fanning had any background in
17 elections?

11:19AM

11:19AM

11:19AM

18 A. Yeah, I didn't care about the elections. I
19 wanted to know what she had. She had these things,
20 these pictures and these things that -- I think it was
21 six pages of -- of flips and stuff, and -- and I said --
22 that's when I said, "Well, I want to do more."

11:19AM

11:19AM

11:19AM

11:19AM

11:19AM

23 I was -- I always want to do more due
24 diligence, and that's when I said, "Well, can I meet" --
25 I got done and my mouth was open, and, wow, if this is

11:20AM

11:20AM

11:20AM

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1 true, every -- it explains everything that -- I had
2 spent days and hours, every day going people are good
3 people, they would not go into another county and commit
4 a crime and --

5 Q. So let me go back to my question. Did you have
6 an understanding on January 9th whether Mary Fanning had
7 any background with regard to elections?

8 A. She -- I didn't know who Mary Fanning was, so
9 I -- but then she was telling me this, so I had to go
10 verify what she was telling me.

11 Q. Did you have any understanding of whether Mary
12 Fanning had any background in technology or
13 cybersecurity?

14 A. It sure sounded like she did.

15 Q. Okay.

16 A. I -- very much so.

17 Q. Ms. Fanning identified for you, in connection
18 with this -- this proof, a gentleman named Dennis
19 Montgomery?

20 A. Yeah. And I don't even know if she said Dennis
21 Montgomery on the phone. I can't remember that. She
22 might have said "person." I don't know.

23 But shortly after that, I was introduced by
24 phone to Dennis, and I went out and validated all those
25 dates that Mary had told me, and we actually had her --

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1 I made another recording of hers. We made her do a -- 11:21AM
2 "Can you say the same thing you said to me?" She did a 11:21AM
3 15-minute recording, which I have, which -- very 11:21AM
4 detailed of dates of Dennis Montgomery's time in 11:21AM
5 courtrooms and everything else. So those -- that's what 11:21AM
6 I went and validated. 11:21AM

7 Q. So then subsequent to the January 9th, 2021 11:21AM
8 call, you had a conversation with Dennis Montgomery? 11:21AM

9 A. After that? 11:21AM

10 Q. Yes. 11:21AM

11 A. Yeah, sometime after that. 11:21AM

12 Q. Was that call with Mr. Montgomery before 11:21AM
13 "Absolute Proof" on February 5th, 2021? 11:21AM

14 A. Before "Absolute Proof." 11:21AM

15 Q. Okay. Now, I think you mentioned you did some 11:21AM
16 validation work with respect to Dennis Montgomery, 11:21AM
17 correct? 11:21AM

18 A. A ton, yeah. 11:21AM

19 Q. What validation work did you do during that 11:21AM
20 period of time between January 9, 2021 and February 5th, 11:21AM
21 2021 of Dennis Montgomery's work, sir? 11:21AM

22 A. Yeah. We had -- checking out her stories that 11:21AM
23 he worked for the CIA and all these things, and -- and 11:22AM
24 checking out Hammer -- you know, Hammer Scorecard. 11:22AM
25 There was things you could find on the Internet. It was 11:22AM

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1 mentioned actually quite a bit on Twitter and the
2 Internet.

3 I believe at that time, even Sidney Powell
4 had put out stuff related to a -- I don't know if she
5 called it a Kraken. I can't remember when it was on the
6 Internet. But you could find stuff all over the place
7 on that.

8 But specifically for me, as I -- Dennis, on
9 the phone, we -- my fiance, or my wife now, at the time,
10 we -- we talked to him on the phone for probably two
11 hours, and I'm asking him questions and going back.

12 And then he said -- you could find stuff
13 where he was in court with the -- his testimony with the
14 FBI and up in -- and the CIA.

15 Then we also had a tape where Sean Hannity
16 and Sara Carter and -- I'm trying to -- Sara Carter and
17 I think it was Solomon. I can't remember his first
18 name. This was on FOX, and I believe it was in 2017.
19 You can find the tape. And had filmed that, and watched
20 that, and it was, wow.

21 They had done an investigation, Dennis
22 Montgomery. And Sean Hannity says, "This is the
23 most" -- "biggest discovery," he called it, it could be
24 in history. And -- and they were going to have him back
25 on. Now, whether they ever did, I think that got shot

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1 down because FOX got -- you know, I don't know why it
2 got shot down.

3 But that video in 2017, it just validated
4 everything about Dennis Montgomery. Sara Carter's on
5 there going, "Here's what we found. We did our
6 investigation, we interviewed him, we looked at all his
7 stuff for Hammer Scorecard."

8 Q. So let me --

9 A. And Sean said that they -- they said if you
10 stacked the papers -- this was on that show on FOX -- if
11 you stacked his -- because Hammer Scorecard pulls
12 information, and one can pull information, break into
13 anything -- break into any computer, pull it, and then
14 do whatever it wants.

15 And they said -- Sean Hannity's quote on
16 there -- or Sara Carter's was, "There's enough stuff
17 here to go" -- "if you stack papers, it would go halfway
18 to the sun." It was a crazy quote that they said.

19 Q. So, Mr. Lindell, let me follow up and break
20 that down a little bit.

21 In doing this validation work between
22 January 9th and February 5th on Dennis Montgomery, you
23 checked his story out on the Internet; is that correct?

24 A. That and other -- and I had other people to --
25 I don't know what time I had -- I had --

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1 Q. Yeah, just focus on that period of time, sir. 11:24AM

2 A. Till January 5th? 11:24AM

3 Q. Yes. 11:24AM

4 A. Talked to, I think, cyber guys at the time; one 11:24AM

5 being Todd Sanders, Conan Hayes. I know they had -- 11:24AM

6 because they had already looked into his stuff, I found 11:24AM

7 out, and that was through Patrick Byrnes [sic], I 11:24AM

8 believe. I believe Patrick Byrnes, they had already 11:24AM

9 found out -- I found out about these two guys. 11:25AM

10 So between the 9th and the movie, those two 11:25AM

11 cyber guys had worked at -- I believe they worked for 11:25AM

12 Patrick Byrnes. I don't know that for a fact, but they 11:25AM

13 came and said -- and they validated, validated, 11:25AM

14 validated, and he said, yes, it's all -- 11:25AM

15 MR. KACHOUROFF: Mike, if you don't recall 11:25AM

16 between a -- what she's talking about that time period, 11:25AM

17 don't guess. 11:25AM

18 THE WITNESS: Yeah. 11:25AM

19 MR. KACHOUROFF: Just -- you need to tell 11:25AM

20 her, "I don't remember." 11:25AM

21 A. Yeah, I don't know the exact, so I don't know 11:25AM

22 if that was between there or not. I believe it was. 11:25AM

23 But my biggest validation came the week 11:25AM

24 of when we were bringing these people in and talking. 11:25AM

25 General McInerney, I don't know if I had talked to him, 11:25AM

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1 but this guy worked with -- many of these people worked
2 directly with Dennis Montgomery. One of them's name was
3 Bill Binney.

4 There was a gal that brought stuff to me --

5 Q. (BY MS. WRIGLEY) So, Mr. Lindell, let me
6 just -- I want to move this --

7 (Crosstalk.)

8 A. Well, this was another gal.

9 Q. (BY MS. WRIGLEY) I --

10 A. This was definitely during that time period.
11 Her name was Tomi Collins. She -- her -- Tomi Collins.
12 She brought evidence to me that was a -- it was Dennis's
13 evidence. Same evidence. And she said that Bill Binney
14 had worked on it. And I said, well, yeah, he -- well,
15 he validated that he had worked on it with Dennis
16 Montgomery. Bill Binney worked for the government, too.

17 Q. Mr. Lindell, I'd just ask that you slow down a
18 little bit for the court reporter.

19 A. Yes. Okay.

20 Q. So let me just focus on the time period --

21 A. This was definitely between -- Bill Binney
22 was -- he worked in the government. He was a cyber guy.
23 He worked with the government directly with Dennis
24 Montgomery. That was part of my validation with Tomi
25 Collins.

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1 Q. During that --

11:26AM

2 A. That was on January 15th, by the way.

11:26AM

3 Q. During that time period from the 9th to the

11:26AM

4 5th -- just focus on my questions --

11:26AM

5 A. Yeah.

11:26AM

6 Q. -- you looked up information about Dennis

11:26AM

7 Montgomery online; is that correct?

11:26AM

8 A. No. I did more than that.

11:26AM

9 Q. Did you -- well, I'm just -- you did that. It
10 includes that, right?

11:26AM

11 A. Yeah, I looked onto Twitter just to see those
12 pages of Mary Fanning.

11:26AM

13 Q. Okay. And then you also watched a program from
14 Hannity that was on FOX from 2017 --

11:26AM

15 A. Right. And I reached out to --

11:26AM

16 Q. -- is that correct?

11:26AM

17 A. Yeah. Yes.

11:26AM

18 Q. Okay. And --

11:26AM

19 A. And I talked to Tomi Collins --

11:26AM

20 Q. Okay.

11:26AM

21 A. -- who was with Bill Binney, who worked
22 directly with Dennis Montgomery. That was on January
23 14th.

11:27AM

24 Q. Okay. So on the --

11:27AM

25 A. So that's --

11:27AM

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1 Q. -- 14th, you talked with Tomi Collins and Bill
2 Binney?

3 A. I didn't talk personally to Bill Binney. She
4 had all the same stuff. She brought it, and I go, "Wow,
5 that's the same stuff."

6 And then -- and she said, "Yes, this guy
7 worked" --

8 Q. And who is Bill Binney?

9 A. He -- he's a cyber guy that worked with the
10 government directly with -- on Hammer Scorecard.

11 Q. And who connected you with Bill Binney? Sorry.

12 A. Tomi Collins.

13 Q. Okay. And who is Tomi Collins?

14 A. Tomi Collins was a gal that got connected with,
15 with a pastor friend of mine. At that time said this
16 gal knows -- could -- she knows stuff that happened with
17 the machines and the computers.

18 So I reached out to her, and I had never
19 met her, and she said, "I have this evidence, and it
20 was" -- "it's called Hammer Scorecard."

21 Wow, let me just say that. And she -- she
22 thought everything came from Bill Binney. They just
23 happened to both work on it at the same time.

24 Q. How did you get connected with Tomi Collins?

25 A. By a pastor friend of mine.

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1 Q. Who? 11:27AM

2 A. A pastor friend. 11:27AM

3 Q. What is his name, sir? 11:27AM

4 A. Romero Pena. 11:27AM

5 Q. Okay. 11:27AM

6 A. He's a Hispanic pastor, and he -- he introduced 11:28AM

7 us, I guess. 11:28AM

8 Q. And did you understand that in connection with 11:28AM

9 the evidence about the 2020 election from January 9th to 11:28AM

10 February 5th, the information from Dennis Montgomery, 11:28AM

11 that related to Hammer and Scorecard? 11:28AM

12 A. That what? 11:28AM

13 Q. Related to Hammer and Scorecard? 11:28AM

14 A. That what related? I'm not -- I'm 11:28AM

15 not under- -- 11:28AM

16 Q. The information you got from the call on 11:28AM

17 January 9th from Brannon Howse and Mary Fanning. 11:28AM

18 A. No. She planted the seeds and said -- what she 11:28AM

19 did on January 9th, all it did was confirm to me that 11:28AM

20 people are generally good people. Hun -- millions of 11:28AM

21 people did mar -- not march into other states. I 11:28AM

22 already have that evidence. I went and got voter rolls. 11:28AM

23 I went and got stuff from the states. 11:28AM

24 You had all these people that don't live 11:28AM

25 there -- and pick the state of Texas. All these people 11:28AM

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1 that don't live in Texas voted, and their names were 11:28AM
2 used. And I'm going, this doesn't make sense. People 11:28AM
3 are not going to, this many people, throw the election. 11:28AM
4 Because I went back to other elections. I spent two 11:28AM
5 months digging into actual names, people that were 11:28AM
6 deceased. 11:28AM

7 For example, in Alabama, 4,620 people voted 11:29AM
8 that were over 110 years old. And I brought that to 11:29AM
9 their Secretary of State later on and said, "John, look 11:29AM
10 at your state here." 11:29AM

11 And he goes, "Well, Mike, we live pretty 11:29AM
12 good here in Alabama." 11:29AM

13 Now, I dig into numbers. I'm a numbers 11:29AM
14 guy. I took calculus in 9th grade. If numbers don't 11:29AM
15 make sense -- and this didn't make sense because of 11:29AM
16 human behavior. You can't have hundreds of thousands, 11:29AM
17 millions of people going, "Hey, let's go commit a 11:29AM
18 crime." 11:29AM

19 It didn't happen in other elections where 11:29AM
20 you -- thousands of people march into Wisconsin and vote 11:29AM
21 or march into Maine and vote or Hawaii. So it had to be 11:29AM
22 computers, but I didn't have the answer till when she 11:29AM
23 said it on January 9th. I go, "Wow." It was like -- 11:29AM
24 for me, it was like a concept. This is amazing. It 11:29AM
25 fits like a glove. 11:29AM

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1 So I -- then I reached out to cyber guys. 11:29AM

2 THE COURT REPORTER: Please slow down. 11:29AM

3 THE WITNESS: Yeah. 11:29AM

4 A. I reached out to cyber guys. I get -- first, I 11:29AM
5 went online right away. 11:29AM

6 MR. KACHOUROFF: Mike, slow down just a 11:29AM
7 little. She can't get it -- 11:29AM

8 A. I reached out to cyber guys, and then 11:29AM
9 evidence -- people were bringing me -- like this, Tomi 11:30AM
10 Collins, that was an immediate validation. And then 11:30AM
11 talking to Dennis and talking to Mary, and then validate 11:30AM
12 he did work for the CIA. He sent me stuff, too, that 11:30AM
13 said, "Here, here's my" -- 11:30AM

14 MR. KACHOUROFF: Mike, you've got to slow 11:30AM
15 down. She cannot keep up. 11:30AM

16 THE WITNESS: Yeah. 11:30AM

17 Q. (BY MS. WRIGLEY) Wait. Mr. Lindell, I want to 11:30AM
18 focus you back on exhibit -- an exhibit that we marked. 11:30AM

19 MS. WRIGLEY: What did I mark this as? 11:30AM

20 MR. KACHOUROFF: 595. 11:30AM

21 MS. WRIGLEY: 595. 11:30AM

22 MR. KACHOUROFF: That's Exhibit 2? 11:30AM

23 MS. WRIGLEY: Yes. 11:30AM

24 Q. (BY MS. WRIGLEY) But I'm on -- I'm still on 11:30AM
25 the page with the -- that mentions on the phone with 11:30AM

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1 Mary Fanning.

11:30AM

2 A. Uh-huh.

11:30AM

3 Q. You ended up having Mary Fanning on "Absolute
4 Proof," correct?

11:30AM

11:30AM

5 A. I -- I did. That was -- Brannon -- this all
6 came together -- let me tell you how the "Absolute
7 Proof" came together.

11:30AM

11:30AM

11:30AM

8 Q. Well, sir, let me just focus on the question.

11:30AM

9 A. She was --

11:30AM

10 Q. Ms. Fanning does appear up here on the --

11:30AM

11 (Crosstalk.)

11:30AM

12 A. She was -- she was hired to -- she was hired by
13 me. I actually paid her. I didn't hire to do it. I
14 paid her out of the goodness of my heart after she
15 produced -- helped produce.

11:30AM

11:30AM

11:30AM

11:30AM

16 Q. (BY MS. WRIGLEY) Okay. So let me back up.

11:31AM

17 "Absolute Proof" was produced by Brannon
18 Howse, Mary Fanning and yourself, correct?

11:31AM

11:31AM

19 A. Right.

11:31AM

20 Q. And you paid Ms. Fanning for the work she did
21 in helping to create "Absolute Proof" after you --

11:31AM

11:31AM

22 A. After the fact. There was no contract.

11:31AM

23 Q. -- after you --

11:31AM

24 A. I did it out of the goodness of my heart.

11:31AM

25 Q. And --

11:31AM

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| | | |
|----|---|---------|
| 1 | A. Here you go. It took time. | 11:31AM |
| 2 | Q. And you paid Brannon Howse for his work on | 11:31AM |
| 3 | "Absolute Proof," too, correct? | 11:31AM |
| 4 | A. Yes. | 11:31AM |
| 5 | Q. Now, in connection with "Absolute Proof," Mary | 11:31AM |
| 6 | Fanning appeared in a conversation or a discussion with | 11:31AM |
| 7 | you at the end of "Absolute Proof," correct? | 11:31AM |
| 8 | A. She couldn't have. She wasn't there. | 11:31AM |
| 9 | Q. She -- she came on by phone, right? | 11:31AM |
| 10 | A. I don't know. I'd have to rewatch it. | 11:31AM |
| 11 | Q. Okay. | 11:31AM |
| 12 | A. Yeah, but she was -- she narrated -- I think | 11:31AM |
| 13 | she narrated the -- the -- | 11:31AM |
| 14 | Q. Okay. So if you look at screenshot E -- | 11:31AM |
| 15 | A. She explained it. | 11:31AM |
| 16 | Q. -- in this exhibit, do you remember this image | 11:31AM |
| 17 | from "Absolute Proof"? | 11:31AM |
| 18 | A. No, but I'm sure it's there. | 11:31AM |
| 19 | Q. Do you remember Mary Fanning being on "Absolute | 11:31AM |
| 20 | Proof" with you, sir? | 11:31AM |
| 21 | A. Uh-huh. | 11:31AM |
| 22 | Q. And if you flip to the next page, do you see | 11:31AM |
| 23 | screenshot F? | 11:31AM |
| 24 | A. Yes. | 11:31AM |
| 25 | Q. And again, this is a portion. Do you remember | 11:31AM |

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| | | |
|----|--|---------|
| 1 | putting information like this up on "Absolute Proof"? | 11:31AM |
| 2 | A. Yes. | 11:31AM |
| 3 | Q. And is this information that you got from Mary | 11:31AM |
| 4 | Fanning? | 11:32AM |
| 5 | A. This -- they put it all up. This is -- she | 11:32AM |
| 6 | produced it. | 11:32AM |
| 7 | Q. Okay. | 11:32AM |
| 8 | A. So, yeah, this would have been put up on the | 11:32AM |
| 9 | screen. | 11:32AM |
| 10 | Q. And Mary Fanning explained how this was proof | 11:32AM |
| 11 | that votes were changed in the 2020 presidential | 11:32AM |
| 12 | election, correct? | 11:32AM |
| 13 | A. Correct. | 11:32AM |
| 14 | Q. And then if you go to the next screenshot, | 11:32AM |
| 15 | screenshot G, do you recognize that image in "Absolute | 11:32AM |
| 16 | Proof," sir? | 11:32AM |
| 17 | A. Yes. | 11:32AM |
| 18 | Q. And is that you sitting there? | 11:32AM |
| 19 | A. Uh-huh. | 11:32AM |
| 20 | Q. And then there's some images of some arched | 11:32AM |
| 21 | lines going from -- | 11:32AM |
| 22 | A. Right. | 11:32AM |
| 23 | Q. -- country to country -- | 11:32AM |
| 24 | A. Yep. | 11:32AM |
| 25 | Q. -- on the screen behind you. Do you see that? | 11:32AM |

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1 A. Right.

11:32AM

2 Q. And do you remember discussing those images or
3 that video with Ms. Fanning during Absolute Proof?

11:32AM

11:32AM

4 A. Yes.

11:32AM

5 Q. Okay. And was that presented as additional
6 evidence that votes were changed in the 2020 election?

11:32AM

11:32AM

7 A. I think it was more focused on China about
8 hacking into our election. That was my thing. I
9 believed, you know, that China, which knowledge had been
10 completely validated, that they did hack in. So...

11:32AM

11:32AM

11 Q. Okay.

11:32AM

12 A. But they -- yeah. This -- I was very focused
13 on the China. If you go back there, it was mostly on
14 China.

11:32AM

11:32AM

15 Q. Okay. Sir, at this point in time, I had
16 mentioned before we came back on from the break that I'd
17 been playing a video.

11:33AM

11:33AM

11:33AM

18 For the record, I'm going to play -- I'm
19 not going to play the entire "Absolute Proof." It's
20 long, as I'm sure you remember, sir, but just a clip.

11:33AM

11:33AM

11:33AM

21 This clip has a conversation that you're
22 having with Phil Waldron at the time.

11:33AM

11:33AM

23 A. Okay.

11:33AM

24 Q. So my colleague is going to come around. We're
25 going to stop the record, we'll come back on, she'll

11:33AM

11:33AM

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1 play it, we'll watch a clip of it. Again, it's not 11:33AM
2 entirely "Absolute Proof," and then I'll ask you some 11:33AM
3 questions about it. 11:33AM

4 A. That's fine. That's fine. 11:33AM

5 Q. Okay. 11:33AM

6 MS. WRIGLEY: Let's go off the record. 11:33AM

7 THE VIDEOGRAPHER: And we're going off the 11:33AM
8 record at 11:33. 11:33AM

9 (Short recess.) 11:33AM

10 THE VIDEOGRAPHER: And we're back on record 11:34AM
11 at 11:34. 11:34AM

12 MS. WRIGLEY: Just for the record, I'm 11:34AM
13 going to be playing a clip from "Absolute Proof." This 11:34AM
14 appears around minute -- or 19:37, and it plays for a 11:34AM
15 couple minutes until minute 22:56. 11:35AM

16 This is being marked as Exhibit 596. 11:35AM

17 (Exhibit 596 marked.) 11:35AM

18 MS. WRIGLEY: Go ahead and play. 11:35AM

19 (Clip of "Absolute Proof.") 11:35AM

20 COL WALDRON: Say it again. 11:35AM

21 MR. LINDELL: This is an attack by other 11:35AM
22 countries of foreign -- of foreign countries is what 11:35AM
23 you're saying then? 11:35AM

24 COL WALDRON: I -- I believe from what I've 11:35AM
25 seen and the -- the witnesses that I have talked to that 11:35AM

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1 this is a coup, that it definitely involved elements 11:35AM
2 inside our own country and inside our own federal 11:35AM
3 government. Definitely -- definitely part of a coup 11:35AM
4 that was aided and abetted by a foreign threat, nation 11:35AM
5 state -- appeared in the nation state. 11:35AM

6 MR. LINDELL: Right. Do you believe this 11:35AM
7 attack from other countries could not have happened 11:35AM
8 without people here domestic, people domestic traitors, 11:35AM
9 basically? 11:35AM

10 COL WALDRON: Yeah, I believe that. Again, 11:35AM
11 we have affidavits of CIA and State Department personnel 11:35AM
12 out of the Italian embassy participating in this coup. 11:36AM
13 We have a name, e-mail and phone number of a senior DOJ 11:36AM
14 official from a -- from a U.S. attorney that said that 11:36AM
15 this individual was shutting down any DOJ or FBI 11:36AM
16 investigation into any election -- any election-related 11:36AM
17 investigation, and shutting -- trying to shut down 11:36AM
18 judicial cases, court cases. So from inside our own 11:36AM
19 DOJ, people were shutting down active investigations. 11:36AM
20 You wonder why, you know, Mr. Barr didn't find or see 11:36AM
21 any evidence of widespread election fraud is because the 11:36AM
22 FBI never did anything, other than impede investigations 11:36AM
23 into election fraud. The FBI went to question the truck 11:36AM
24 drivers who delivered ballots and created affidavits. 11:36AM
25 They were harassing, you know, the Americans, you know, 11:36AM

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1 patriotic Americans who were whistle blowers -- 11:37AM

2 MR. LINDELL: Right. 11:37AM

3 COL WALDRON: -- and prosecuting them. 11:37AM

4 Mike, you mentioned something earlier is 11:37AM

5 the machines, the ES&S and Dominion machines. If you 11:37AM

6 look at, you know, military finding factors, there are 11:37AM

7 critical capabilities. The capability is what you have 11:37AM

8 to have to execute your mission or the enemy has to have 11:37AM

9 to execute its mission successfully. 11:37AM

10 So critical capability for any of this to 11:37AM

11 happen are the inherent vulnerabilities that were built 11:37AM

12 into the ES&S and Dominion software, which is -- you 11:37AM

13 know, again, we've proven through our work that this is 11:37AM

14 all related directly back to the soft -- Smartmatic. 11:37AM

15 Smartmatic -- SGO Smartmatic software core. 11:37AM

16 MR. LINDELL: Wow. 11:37AM

17 COL WALDRON: And they definitely had 11:37AM

18 financial gains to -- to -- financial reasons, based on 11:37AM

19 some of the other investments that they've made. 11:37AM

20 Especially, they -- you know, looking down the road, if 11:37AM

21 they make billions and billions of dollars, the board of 11:37AM

22 SGO Smartmatic, because they own a -- an air 11:37AM

23 purification company. So just think about it. If you 11:38AM

24 could get to pick an administration that is favorable to 11:38AM

25 your company, say if they pass the Green New Deal and 11:38AM

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1 you're going to make billions and billions of dollars
2 off of government-mandated air purification systems in
3 public buildings and apartment buildings and industrial
4 complexes, you know, you would spend quite a bit of
5 money on the front side to make sure the election was --

6 (End of video clip.)

7 THE WITNESS: There you have it.

8 Q. (BY MS. WRIGLEY) Mr. Lindell, do you recognize
9 that clip as being part of your "Absolute Proof"
10 documentary?

11 A. Yes.

12 Q. And in that clip that -- Colonel Phil Waldron
13 appeared?

14 A. Uh-huh.

15 Q. I think he was one of the individuals that you
16 mentioned earlier --

17 A. Uh-huh.

18 Q. -- as well?

19 And did you hear that he identified SGO or
20 Smartmatic software as being part of the coup that he
21 was talking about?

22 A. Uh-huh.

23 Q. And did you know that he would be identifying
24 Smartmatic before Absolute Proof was taped?

25 A. I didn't even know him. This was the first

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1 time I met him, right there, just like you watched him. 11:39AM

2 Q. Okay. Did you object or say anything when made 11:39AM
3 SGO or Smartmatic in the -- 11:39AM

4 A. No. He's a Colonel that works for the 11:39AM
5 government. I trusted him. 11:39AM

6 Q. Okay. So you didn't do anything to stop or 11:39AM
7 correct him from identifying Smartmatic in "Absolute 11:39AM
8 Proof"? 11:39AM

9 A. As far as what? Because Smartmatic? What are 11:39AM
10 you saying? You're saying it's not true? I don't 11:39AM
11 understand what you're asking. 11:39AM

12 Q. Did you do anything to prevent or stop Colonel 11:39AM
13 Phil Waldron from identifying Smartmatic -- 11:39AM

14 A. I was listening to a government official -- 11:39AM

15 THE COURT REPORTER: I can only take one at 11:39AM
16 a time. 11:39AM

17 THE WITNESS: Yeah. 11:39AM

18 A. I was listening to a government Colonel telling 11:39AM
19 me -- who worked for the government in that space, 11:39AM
20 telling me what he believed to be facts. 11:39AM

21 Q. (BY MS. WRIGLEY) Did you watch "Absolute 11:39AM
22 Proof" after the whole thing was taped? 11:39AM

23 A. No. I don't -- I had to do it -- well, I kind 11:39AM
24 of did because I had -- I went on OAN, and I had to 11:40AM
25 watch it and comment in between the following day. 11:40AM

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1 Q. Okay. You arranged for Absolute Proof to be
2 aired on OAN?

3 A. That's correct.

4 Q. Okay. And OAN, that's One America News
5 Network, correct?

6 A. Uh-huh.

7 Q. And you arranged for the "Absolute Proof"
8 documentary to be posted to social media platforms as
9 well?

10 A. We tried everything, and we put -- the first
11 thing we put it up on was Vimeo. They took it down in
12 three minutes. We put it up on YouTube, and they made
13 it 40 minutes to take it down. Then we put it up, I
14 think, Rumble. The stream -- they kept destroying the
15 streams, whatever, or taking it down because they didn't
16 want it out there. It's censored.

17 Q. Now, after this was taped, including the
18 segment with Mr. Waldron, you knew that the information
19 identifying Smartmatic would be published on OAN when
20 you arranged for it to be aired, correct?

21 A. When it was in there, yes.

22 Q. Okay. And that's the same for when it got
23 posted to social media?

24 A. What's that?

25 Q. Is it the same for when it got posted to social

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1 media?

11:41AM

2 A. Yeah.

11:41AM

3 Q. Okay. You knew that Smartmatic would be
4 identified as being part of the coup?

11:41AM

5 A. One of the machine companies in the country
6 that had been long identified, yes.

11:41AM

7 Q. Okay.

11:41AM

8 A. Smartmatic, yes, ES&S, Dominion, we all know
9 who the machine companies are.

11:41AM

10 Q. And at that point in time, did you have any
11 evidence that Smartmatic was part of rigging the 2020
12 election?

11:41AM

13 A. Evidence that they were? I had all kinds of
14 evidence that I had heard before Mary Fanning about
15 Smartmatic. That was all over the news with Sidney
16 Powell.

11:41AM

17 I had an investigator that we had hired --
18 well, I guess maybe that was after the fact. But there
19 was -- that was all over the news about Smartmatic going
20 back to Venezuela. You see that stuff. It was all over
21 social media. It was there every night. Dominion and
22 Smartmatic, those were the two companies that were
23 mostly talked about.

11:41AM

24 Q. And the information that you had with respect
25 to Smartmatic being involved in rigging the 2020

11:41AM

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1 election was information from Sidney Powell in the news?

11:41AM

2 MR. KACHOUROFF: Objection. That's not
3 what he said on the record.

11:42AM

11:42AM

4 A. No. No, that's --

11:42AM

5 MR. KACHOUROFF: Hold on, hold on.

11:42AM

6 Objection to form and objection to the word
7 "rigging." What do you mean by -- it's vague.

11:42AM

11:42AM

8 A. Yeah. What do --

11:42AM

9 Q. (BY MS. WRIGLEY) Do you understand the
10 question, Mr. Lindell?

11:42AM

11:42AM

11 A. This was just stuff I heard. I had not
12 validated any of my stuff yet until I got Dennis
13 Montgomery's information, and then it was all machine
14 companies, any of the computers.

11:42AM

11:42AM

11:42AM

11:42AM

15 Q. Okay. Including Smartmatic, correct?

11:42AM

16 A. Including Smartmatic.

11:42AM

17 Q. Yes.

11:42AM

18 A. Do you want to know what I've got now on
19 Smartmatic, or are we going to get to that? I mean,
20 it's over.

11:42AM

11:42AM

11:42AM

21 Q. Mr. Lindell, let me ask you about posting
22 "Absolute Proof" to social media. Did you put it up on
23 YouTube?

11:42AM

11:42AM

11:42AM

24 A. I didn't do -- I didn't do anything as far
25 as -- yeah, I guess we put it up on YouTube. I don't

11:42AM

11:42AM

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1 remember who was putting it up. We were just looking 11:42AM
2 for a stream that would hold because people -- it was on 11:42AM
3 YouTube, and they took it down I think in 45 minutes. 11:42AM

4 Q. Did you put it up on Facebook? 11:42AM

5 A. What? 11:42AM

6 Q. You put it on Facebook, "Absolute Proof"? 11:42AM

7 A. It got shut down in like two seconds there, if 11:42AM
8 it went on Facebook. I mean, we didn't -- we only 11:42AM
9 posted a live stream coming from my michaeljlindell.com. 11:42AM
10 That's where it was posted. And you have to -- you have 11:43AM
11 to have a streaming platform to put it on to post from 11:43AM
12 there. 11:43AM

13 I didn't post it anywhere else. I posted 11:43AM
14 it right there so people could get it and do their own 11:43AM
15 thing. 11:43AM

16 So it's like -- it was Michael -- I think 11:43AM
17 it was michaeljlindell.com. So you have to have a 11:43AM
18 streaming thing there. So it's a -- you know, it's a 11:43AM
19 box. People come there to watch it. So you have 11:43AM
20 different platforms that are behind it like YouTube 11:43AM
21 Vimeo, Rumble. 11:43AM

22 Rumble couldn't handle it. It couldn't 11:43AM
23 handle the traffic, so it broke. The other ones, we 11:43AM
24 think they took it down on purpose. We didn't break 11:43AM
25 YouTube. They just took it down. Vimeo took it down in 11:43AM

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1 three minutes.

11:43AM

2 (Exhibit 597 marked.)

11:43AM

3 Q. (BY MS. WRIGLEY) So let me hand to you

11:43AM

4 Exhibit 597, sir. This is a -- for the record, it's a
5 news article.

11:43AM

11:43AM

6 A. Uh-huh.

11:43AM

7 Q. It's a Mashable article with the heading,

11:43AM

8 "MyPillow CEO released a movie pushing election fraud

11:44AM

9 conspiracies, YouTube and Vimeo took it down. The film

11:44AM

10 is called "Absolutely Proof." It provides zero proof of

11:44AM

11 election fraud."

11:44AM

12 A. Who wrote -- who wrote this?

11:44AM

13 MR. KACHOUROFF: What's the -- did we get
14 the exhibit number on this?

11:44AM

11:44AM

15 A. Who's Matt Binder? Where did this come from?

11:44AM

16 Anybody could write this.

11:44AM

17 Q. (BY MS. WRIGLEY) Give me one second, Mr.

11:44AM

18 Lindell. For the record --

11:44AM

19 MR. KACHOUROFF: Let me ask her one

11:44AM

20 question.

11:44AM

21 MS. WRIGLEY: The exhibit number is 597.

11:44AM

22 Q. (BY MS. WRIGLEY) This is from Mashable. Are
23 you familiar with Mashable?

11:44AM

11:44AM

24 A. No. Nobody's heard of it. Nobody.

11:44AM

25 Q. Do you see at the top -- that's okay. I'll

11:44AM

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1 walk you through it, sir.

11:44AM

2 The date is February 5th, 2021. Do you see
3 under the heading, sir? I'm going to turn to the first
4 page -- actually, the second page after your image.

11:44AM

11:44AM

11:44AM

5 Do you see where it's -- this article
6 states, "Fresh off of receiving multiple Twitter bans,
7 MyPillow CEO Mike Lindell is now testing the limits of
8 other online platforms. On Friday, Lindell released a
9 new documentary titled "Absolute Proof" which claims to
10 lay out, well, absolute proof of massive fraud in the
11 2020 U.S. presidential election"? Do you see that?

11:44AM

11:44AM

11:44AM

11:44AM

11:45AM

11:45AM

11:45AM

11:45AM

12 A. Yeah.

13 Q. And you did, in fact, release a documentary
14 called "Absolute Proof," correct?

11:45AM

11:45AM

15 A. Yes. Yes.

11:45AM

16 Q. And that documentary, in fact, claims to lay
17 out absolute proof of massive fraud in the 2020 U.S.
18 presidential election, correct?

11:45AM

11:45AM

11:45AM

19 A. Correct.

11:45AM

20 Q. If you go down in the article, it says, "To be
21 clear, Lindell's film absolutely does not lay out proof
22 of massive fraud in the 2020 election. Instead, it
23 rehashes the same tired lies and conspiracy theories of
24 President Trump and his high profile supporters, such as
25 Rudy Giuliani and Sidney Powell, have pushed for months

11:45AM

11:45AM

11:45AM

11:45AM

11:45AM

11:45AM

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1 in their very unsuccessful legal challenges." Do you
2 see that paragraph?

3 A. Yeah. Very subjective. I -- who is --

4 MR. KACHOUROFF: Hold on. Let her ask the
5 question about that.

6 THE WITNESS: Yes.

7 MR. KACHOUROFF: Objection, hearsay.

8 Q. (BY MS. WRIGLEY) Okay. I take it you disagree
9 with that paragraph, sir?

10 MR. KACHOUROFF: Objection to relevance.
11 Why -- how is that even calculated to lead to
12 discoverable information?

13 A. I mean, that's just an opinion. Of course I
14 didn't agree with it.

15 Q. (BY MS. WRIGLEY) Okay. Now, if you look at
16 the bottom paragraph of this page, do you see where it
17 says, "The MyPillow CEO originally uploaded the film to
18 Vimeo and embedded the video player on his official
19 website. Around an hour after the film was made public,
20 Vimeo removed "Absolute Proof" from its platform." Do
21 you see that?

22 A. Uh-huh.

23 Q. And was the video uploaded to Vimeo and then
24 subsequently removed?

25 A. And it what?

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1 Q. Was the "Absolute Proof" video uploaded to 11:46AM
2 Vimeo and then subsequently removed? 11:46AM

3 A. Yes. 11:46AM

4 Q. And do you understand why? 11:46AM

5 A. I don't know why. Either they didn't 11:46AM
6 like the -- 11:46AM

7 MR. KACHOUROFF: No. No. That's all you 11:46AM
8 have to answer. 11:46AM

9 A. Yeah, I don't know. I don't know. 11:46AM

10 Q. (BY MS. WRIGLEY) Now, if you go to the next 11:46AM
11 page, do you see where there's an image of "Absolute 11:46AM
12 Proof" and then a black box where it says, "Sorry, this 11:46AM
13 video does not exist"? 11:46AM

14 A. Yes. 11:46AM

15 Q. And below that image it says, "A screenshot of 11:46AM
16 Lindell's website after Vimeo removed his "Absolute 11:46AM
17 Proof" video." Do you see that? 11:46AM

18 A. Yes. 11:46AM

19 Q. Do you recall seeing this on your website after 11:46AM
20 Vimeo took it down? 11:47AM

21 A. I was probably busy, but I've seen a lot of 11:47AM
22 stuff that would be down, and then we -- the tech guys 11:47AM
23 were putting it up. But you're just pulling a streaming 11:47AM
24 company. It's not like you put it up there. You have 11:47AM
25 to have it a streaming company, so... 11:47AM

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1 Q. Now, below that, the article continues, "The
2 video in question has been removed for violating our
3 policies relating to the spread of misleading claims
4 about the 2020 presidential election and its aftermath,
5 explained Vimeo in a statement provided to Mashable."

6 "There is no place on the Vimeo platform
7 for content that does or can cause harm of any kind."

8 Do you see that?

9 A. Uh-huh.

10 Q. Did you have any understanding of whether
11 Vimeo --

12 MR. KACHOUROFF: Objection, because he said
13 he didn't --

14 MS. WRIGLEY: Hold on. Hold on. I haven't
15 finished my question.

16 MR. KACHOUROFF: I have an objection to
17 this whole line of inquiries, first.

18 MS. WRIGLEY: That's fine. You can object.
19 Just let me get my question out.

20 A. I can't answer --

21 MR. KACHOUROFF: What was your question?

22 Q. (BY MS. WRIGLEY) Do you have any understanding
23 of whether Vimeo took the "Absolute Proof" video down
24 for violating its policies relating to the spread of
25 misleading claims about the 2020 presidential election?

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1 MR. KACHOUROFF: Objection. 11:48AM

2 A. I -- 11:48AM

3 MR. KACHOUROFF: Hold on, Mike. 11:48AM

4 THE WITNESS: Yeah. 11:48AM

5 MR. KACHOUROFF: Objection. Not only 11:48AM
6 hearsay and relevance, but he testified that he never 11:48AM
7 saw this article, and you're quoting things out of the 11:48AM
8 article as though it's a -- you can't ask him questions 11:48AM
9 about what the article says if he's never seen it 11:48AM
10 before. That's not asking him about facts. If you want 11:48AM
11 to ask questions about what Vimeo took down -- 11:48AM

12 MS. WRIGLEY: My question stands. You 11:48AM
13 don't object -- 11:48AM

14 MR. KACHOUROFF: No. Then don't answer, 11:48AM
15 Mike. Don't answer that question. 11:48AM

16 MS. WRIGLEY: I'm going to -- are you -- 11:48AM

17 MR. KACHOUROFF: I'm going to direct him 11:48AM
18 not to answer because you're not -- all you have to do 11:48AM
19 is rephrase the question and say, "Hey, did Vimeo take 11:48AM
20 the video down?" He's already testified that it has. 11:48AM

21 Q. (BY MS. WRIGLEY) Mr. Lindell, are you going to 11:48AM
22 follow your counsel's instruction? 11:48AM

23 A. Well, here's what I want to say: Vimeo, 11:48AM
24 Rumble, all these were -- Rumble, when they took it 11:48AM
25 down, we didn't change -- we asked them what was 11:48AM

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1 happening, and they said too many people came and broke
2 it. I have no idea if they took it down for their
3 policy or if it was broken. We kept switching to a
4 stream that would hold. That was the main thing back
5 then. It wasn't that it violated some policy at Vimeo.
6 That was my understanding at the time.

7 We just kept putting up stream after
8 stream, every stream that was out there, and we know for
9 sure because we got ahold of Rumble and said, you know,
10 "Did something happen?"

11 They go, "Yeah, you broke it. Too many
12 people."

13 Q. In February of 2021, did you have an
14 understanding of whether Vimeo took your "Absolute
15 Proof" documentary down for violating any of its
16 policies?

17 A. No. I just knew they took it down.

18 Q. Okay.

19 A. We did not know exactly why.

20 Q. Let me ask you about YouTube. Did you have an
21 understanding whether "Absolute Proof" was removed from
22 YouTube for violating any policies related to
23 presidential election and tampering?

24 A. No, because it was up on YouTube for quite a
25 long time, and we thought maybe too many people came

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1 there, too. That was my understanding at the time, we
2 kept breaking, breaking. I know -- I know now that they
3 took it down for censor. Because later on, I put up
4 on my own stuff about -- I did a speech in a church
5 about Jesus, and Vimeo took down our whole website one
6 time. This was late 2020, I believe, or late 2021.
7 Late 2021. They said we don't ever want anything up
8 there about Jesus or whatever again to mix with
9 MyPillow.

10 So that was something I learned about
11 Vimeo, and this was in a speech I did in church about
12 addiction and Jesus Christ. And they took it down for
13 that. So then I assumed, well, if they did that, I
14 guarantee you back then they took this down because they
15 had a hidden agenda.

16 Q. Can you go to the next page of the exhibit,
17 Mr. Lindell. Do you see where it says, "However, the
18 misspelling in the title of the film was eventually
19 corrected. A few hours later, Lindell's film was also
20 removed by YouTube. In a statement to Mashable, the
21 Google-owned platform said, 'Per our presidential
22 election integrity policy, we remove content uploaded
23 after the safe harbor deadline that advances false
24 claims that widespread fraud, errors or glitches changed
25 the outcome of the 2020 U.S. presidential election. We

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1 removed this video in accordance with this policy.'" Do 11:50AM
2 you see that, sir? 11:50AM

3 A. Yep. 11:50AM

4 Q. Okay. Were you aware in February of 2021 that 11:50AM
5 YouTube removed Absolute Proof because it advanced false 11:50AM
6 claims about fraud in the 2020 presidential election? 11:51AM

7 A. No. No. Same as Vimeo. 11:51AM

8 Q. Okay. What about for Twitter? Did Twitter 11:51AM
9 take down the Absolute Proof documentary? 11:51AM

10 A. Twitter, I was banned before that, as you know. 11:51AM

11 Q. Okay. 11:51AM

12 A. Twitter, I was banned because I used 11:51AM
13 MyPillow's -- if you remember, the NewsMax guy took off 11:51AM
14 his microphone right on air. Because they wouldn't let 11:51AM
15 me say why I was banned. And they wouldn't let me 11:51AM
16 say -- "Oh, you're getting cancelled, you're cancelled," 11:51AM
17 but none of the TV stations would let me say why are you 11:51AM
18 getting cancelled. 11:51AM

19 Q. Mr. Lindell, was the "Absolute Proof" 11:51AM
20 documentary put up on Gab? 11:51AM

21 A. I didn't put up anything but MyPillow.com. You 11:51AM
22 understand that, right? 11:51AM

23 Q. Uh-huh. I do. 11:51AM

24 A. I put it on MyPillow, michaeljlindell.com. 11:51AM
25 That's where I put it. If other people came there and 11:51AM

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1 took it and put it on Gab, that's their business. 11:51AM

2 Q. Did you do anything to post the Absolute Proof 11:51AM
3 documentary on Gab? 11:51AM

4 A. No. I put it on michaeljlindell.com. I don't 11:51AM
5 know. I'd to have with look back. I don't know if I 11:52AM
6 even had a Gab account back then. 11:52AM

7 Q. Did you do anything to put the "Absolute Proof" 11:52AM
8 documentary on Rumble? 11:52AM

9 A. No. 11:52AM

10 Q. Did you do anything to put the "Absolute Proof" 11:52AM
11 documentary on GETTR? 11:52AM

12 A. I didn't do anything. They were doing it -- 11:52AM
13 the tech guys were doing that to keep the stream 11:52AM
14 running. 11:52AM

15 Q. Okay. Can you flip to a page that's got an 11:52AM
16 image in the middle that says "Timothy Burke"? Are you 11:52AM
17 there, sir? Right above there, do you see where it 11:52AM
18 says, "Lindell also paid for"? Are you with me? 11:52AM

19 A. "The video has found a home on right wing 11:52AM
20 platforms like Gab, CloutHub." I didn't have CloutHub 11:52AM
21 account. 11:52AM

22 MR. KACHOUROFF: Hold on. She can't -- 11:52AM

23 THE WITNESS: Okay. 11:52AM

24 MR. KACHOUROFF: Take your time. 11:52AM

25 THE WITNESS: No, I'm just reading it. 11:52AM

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1 Q. (BY MS. WRIGLEY) Sir, do you see where it 11:52AM
2 says, "Lindell also paid for multiple hours long 11:52AM
3 advertising spots on the conservative cable channel One 11:52AM
4 America News Network, OANN, according to the network, 11:52AM
5 where the film will be played in full throughout the 11:52AM
6 day"? 11:53AM

7 A. Okay. Let's go back to the first thing. If 11:53AM
8 you read this here, "Throughout the day, third 11:53AM
9 parties have consistently" -- 11:53AM

10 MR. KACHOUROFF: All right, Mike. Mike, 11:53AM
11 let her ask the question. 11:53AM

12 THE WITNESS: But that was the first 11:53AM
13 question. She asked if I put it on CloutHub. It says 11:53AM
14 right here -- 11:53AM

15 MR. KACHOUROFF: But this is -- this is -- 11:53AM

16 THE WITNESS: -- third parties -- 11:53AM

17 MR. KACHOUROFF: I got it, Mike. Mike, let 11:53AM
18 her ask the questions. Answer her questions. 11:53AM

19 A. The other question -- what's -- your question 11:53AM
20 about advertising spots, that's not true. But go ahead. 11:53AM

21 Q. (BY MS. WRIGLEY) Okay. Well, let me -- let me 11:53AM
22 just focus your attention so I have a clear record, 11:53AM
23 Mr. Lindell. 11:53AM

24 Do you see where this article states, 11:53AM
25 "Lindell also paid for multiple hours long advertising 11:53AM

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1 spots on the conservative cable channel One America News 11:53AM
2 Network, OANN, according to the network, where the film 11:53AM
3 will be played in full throughout the day"? Do you see 11:53AM
4 that? 11:53AM

5 A. Yeah. 11:53AM

6 Q. Okay. Did you pay for "Absolute Proof" to be 11:53AM
7 played on One America News Network? 11:53AM

8 A. I believe they charged me to play it, yes. 11:53AM

9 Q. And how many times did it play on One America 11:53AM
10 News? 11:53AM

11 A. I have no idea. I think it was once, and 11:53AM
12 I was -- it was like a watch it, and then I would 11:54AM
13 interviewed in between. I think it was one day. I flew 11:54AM
14 out there for one day. 11:54AM

15 Q. Okay. And did you understand that OAN would 11:54AM
16 broadcast a disclaimer in connection with playing 11:54AM
17 "Absolute Proof" documentary? 11:54AM

18 A. No, I did not. That was a complete surprise. 11:54AM

19 Q. When did you find out that OAN would be putting 11:54AM
20 up a disclaimer in connection with -- 11:54AM

21 A. After I watched it. After it was on. And 11:54AM
22 people go, "Why did they put that up for?" 11:54AM

23 I go, "I have no idea." 11:54AM

24 Q. You have seen -- you did see the disclaimer, 11:54AM
25 though, after it aired on OAN? 11:54AM

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1 A. After it aired, yeah. And people called me and 11:54AM
2 said, "Why is that there?" 11:54AM

3 I said, "I have no idea." 11:54AM

4 Q. In February of 2021, did you want to do media 11:54AM
5 interviews or appearances and discuss voting machines, 11:54AM
6 including Smartmatic voting machines? 11:54AM

7 A. On which day? 11:54AM

8 Q. In February of 2021. 11:54AM

9 A. After February 5th? 11:54AM

10 Q. Uh-huh. 11:54AM

11 A. Not one media outlet called me for almost 11:54AM
12 15 days, and to the point where I had to ask Dominion's 11:54AM
13 company to sue me because no one -- no -- the media went 11:55AM
14 completely silent on me, and I could not get the word 11:55AM
15 out our country has to get rid of these electronic 11:55AM
16 voting machines. I could not get the word out. It 11:55AM
17 wasn't about the 2020 election any more. This was about 11:55AM
18 saving our country. And the media went silent on me for 11:55AM
19 at least 12 days. 11:55AM

20 Finally, I had to call back Swin. And I 11:55AM
21 called up Swin from The Daily Beast. I said, "Swin," I 11:55AM
22 said, "Why don't you be a real journalist and go tell 11:55AM
23 Dominion to sue me." 11:55AM

24 All the evidence I had, I wanted them to 11:55AM
25 sue me so we could show them the -- show the world the 11:55AM

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1 evidence, because the media wasn't even attacking me. 11:55AM

2 It wasn't even talking about it. It was silence. And 11:55AM

3 it was like everything -- it was the only article I 11:55AM

4 received on "Absolute Proof," by the way. 11:55AM

5 The media went silent. They didn't call me 11:55AM

6 up and say, "Hey, your thing is false." No. They went 11:55AM

7 silent. 11:55AM

8 So that -- two things happened. When I 11:55AM

9 told Swin, I said, "Go tell Dominion to sue me; be a 11:55AM

10 real journalist," he goes, "Okay, I will." 11:55AM

11 THE COURT REPORTER: Slow down, please. 11:55AM

12 THE WITNESS: Okay. 11:55AM

13 A. He says, "Okay, I will." 11:55AM

14 So he went over and said -- to Dominion. 11:55AM

15 He called me back. He said, "Yep, Dominion's going to 11:55AM

16 sue you." 11:56AM

17 And I said, "Okay." I said, "Why don't you 11:56AM

18 write an article about it," so he did. 11:56AM

19 Three days later, Dominion still had not 11:56AM

20 sued me. So I called up Swin, and I said, "Swin, why 11:56AM

21 don't you go tell them chop, chop. You're going to be 11:56AM

22 known as fake news." 11:56AM

23 And Swin, he goes, "Okay, I'll go tell 11:56AM

24 them." 11:56AM

25 And they did, they sued me then. So then 11:56AM

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1 we were able to take all the evidence and give it to 11:56AM
2 Dominion. And I thought it would end then; it would be 11:56AM
3 over. 11:56AM

4 And then that's the -- that's kind of the 11:56AM
5 birth of FrankSpeech, because I go, wow, if they want to 11:56AM
6 silence me about talking about securing our elections, 11:56AM
7 they're just not going to attack me any more or not talk 11:56AM
8 to me or not slander me or not go after MyPillow, which 11:56AM
9 by that time we had already lost about \$150 million in 11:56AM
10 less than a month per year, just (oral noise). 11:56AM

11 And then I went on Jimmy Kimmel -- 11:56AM

12 Q. Sir, let me ask a question. 11:56AM

13 A. Yeah. 11:56AM

14 Q. You said by that time you had lost money. By 11:56AM
15 what time? By February 5th, 2021, you had lost that 11:56AM
16 money? 11:56AM

17 A. Yeah, because all the box stores had been 11:56AM
18 cancelling all the way through January and into February 11:57AM
19 to the tune of two a day, and these were -- they were -- 11:57AM
20 we were their number one selling product of all time, 11:57AM
21 and it was like every, every, every day, two more, two 11:57AM
22 more, two more. It started with H-E-B. 11:57AM

23 And these were bots and trolls attacking 11:57AM
24 them. And I told their CEOs and CMOs, I said, "You 11:57AM
25 guys, these aren't the real people." 11:57AM

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1 I said, "They're" -- I said, "These are 11:57AM
2 attack groups." 11:57AM

3 And some were saying, "Well, can you just 11:57AM
4 be quiet about this?" 11:57AM

5 You know, and I said, "No. We're" -- "we 11:57AM
6 have to have secure our elections." 11:57AM

7 This is -- and we lost in a three-week 11:57AM
8 period, it's about \$150 million just that year. But 11:57AM
9 every year since, we can't get any of them back. 11:57AM

10 Q. And prior to February 5th, 2021 and sort of 11:57AM
11 talking about the attacks, were you identifying or 11:57AM
12 mentioning Smartmatic in connection with -- 11:57AM

13 A. Was I what? 11:57AM

14 Q. Were you identifying or mentioning Smartmatic 11:57AM
15 in those discussions prior to January and -- 11:57AM

16 A. No. I said all voting machines. I said we got 11:57AM
17 to get rid of the electronic machines. 11:57AM

18 If you remember, when I was on Jimmy 11:58AM
19 Kimmel, Jimmy Kimmel asked me, he said, "Mike, if your 11:58AM
20 Don" -- "if your friend Donald Trump had been selected 11:58AM
21 like you say Biden was, would you still be sounding the 11:58AM
22 alarm?" 11:58AM

23 I said, "Absolutely." 11:58AM

24 The Washington Post and Politico came back 11:58AM
25 to Minnesota. They questioned people all around my 11:58AM